

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 126 be amended to read as follows:

- 1 Page 2, between lines 19 and 20, begin a new paragraph and insert:
2 "SECTION 2. IC 20-30-2-3, AS ADDED BY P.L.1-2005, SECTION
3 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
4 2009]: Sec. 3. **(a)** For each school year, a school corporation shall
5 conduct at least one hundred eighty (180) student instructional days.
6 Not later than June 15 of each school year, the superintendent of each
7 school corporation shall certify to the department the number of student
8 instructional days conducted during that school year. **For purposes of**
9 **certifying the number of student instructional days conducted by**
10 **a school corporation during a school year, a day on which the**
11 **school corporation dismisses students for the purpose of**
12 **conducting parent-teacher conferences under subsection (b) or**
13 **releases students to conduct program and professional**
14 **development activities under subsection (c) is considered to be a**
15 **student instructional day.**
16 **(b) If a school corporation's calendar includes at least:**
17 **(1) nine hundred ten (910) hours of instruction time for**
18 **students in grades 1 through 6; and**
19 **(2) one thousand ninety-two (1,092) hours of instructional**
20 **time for students in grades 7 through 12;**
21 **the school corporation may dismiss students in grades 1 through 6**
22 **for not more than ten (10) hours during the school year and may**
23 **dismiss students in grades 7 through 12 for not more than twelve**

(12) hours during the school year for the purpose of conducting parent-teacher conferences. Students may not be dismissed under this subsection for a full day for the purpose of conducting parent-teacher conferences.

(c) If a school corporation's calendar for a school year includes at least:

(1) nine hundred forty-five (945) hours of instructional time for students in grades 1 through 6 and one thousand one hundred thirty-four (1,134) hours of instructional time for student in grades 7 through 12; and

(2) one hundred eighty (180) student instructional days are convened during the school year;

the school corporation may release students for not more than six (6) one-half (1/2) days during the school year to conduct program and professional development activities. Students may not be dismissed for a full day under this subsection for the purpose of conducting program or professional development activities.

SECTION 3. IC 20-30-2-5, AS ADDED BY P.L.1-2005, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 5. (a) The department may grant a waiver of the penalty imposed under section 4 of this chapter for a particular number of canceled student instructional days if:

(1) the school corporation applies to the department for a waiver of the penalty imposed under section 4 of this chapter for a specific number of canceled student instructional days; and

(2) each of the particular number of student instructional days requested to be waived under this section was canceled due to extraordinary circumstances.

(b) The department shall grant a school corporation a waiver of the penalty imposed under section 4 of this chapter for cancelling student instructional days due to inclement weather according to the following:

(1) If the school corporation cancels at least six (6) days but less than eight (8) days during a school year, the department shall grant a waiver for all but five (5) of the cancelled days.

(2) If the school corporation cancels at least eight (8) days but less than eleven (11) days during a school year, the department shall grant a waiver for all but six (6) of the cancelled days.

(3) If the school corporation cancels at least eleven (11) days but less than fourteen (14) days during a school year, the department shall grant a waiver for all but seven (7) of the cancelled days.

(4) If the school corporation cancels at least fourteen (14) days but less than seventeen (17) days during a school year, the department shall grant a waiver for all but eight (8) of the cancelled days.

1 **(5) If the school corporation cancels at least seventeen (17)**
2 **days but less than twenty (20) days during a school year, the**
3 **department shall grant a waiver for all but nine (9) of the**
4 **cancelled days.**

5 **(6) If the school corporation cancels at least twenty (20) days**
6 **but less than twenty-three (23) days during a school year, the**
7 **department shall grant a waiver for all but ten (10) of the**
8 **cancelled days.**

9 **(c) If a school corporation cancels more than twenty-two (22)**
10 **student instructional days during a school year due to inclement**
11 **weather, the department may grant a waiver of the penalty**
12 **imposed under section 4 of this chapter for more cancelled student**
13 **instruction days than the number for which a waiver must be**
14 **granted under subsection (b)(6) if the school corporation complies**
15 **with subsection (a).**

16 **(d) The department shall consider the following factors in**
17 **determining whether extraordinary circumstances justify granting**
18 **a waiver under subsection (a) or subsection (c):**

19 **(1) The reason or reasons for not making up the cancelled**
20 **instructional days.**

21 **(2) The length and amount of instructional time in the school**
22 **calendar.**

23 **(3) The reason or reasons for cancelling the instructional**
24 **days.**

25 **(4) The dates on which the cancellations occurred.**

26 **(5) The number of cancelled instructional days.**

27 **(6) The number of schools affected."**

28 Renumber all SECTIONS consecutively.

(Reference is to ESB 126 as printed March 20, 2009.)

Representative Porter